

*Rakoff*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
BARRON PARTNERS, LP,

Plaintiff,

-against-

Docket No.: 07-CV-11135 (JSR)

LAB123, INC., HENRY A. WARNER, FRED  
FITZSIMMONS, KENT B. CONNALLY, KURT  
KATZ, ROBERT TRUMPY, JEREMY J. WARNER,  
DAVID FLEISNER, BIOSAFE LABORATORIES,  
INC. and BIOSAFE MEDICAL TECHNOLOGIES,  
INC.,

Defendants.

**STIPULATED ORDER**  
**OF PARTIAL DISMISSAL**

-----X  
IT IS HEREBY STIPULATED AND AGREED by the undersigned attorneys of record,  
that whereas no party hereto is an infant or incompetent person for whom a committee has been  
appointed and no person not a party has an interest in the subject matter of the action, the above-  
captioned action is hereby dismissed as to Defendant, KURT KATZ, without prejudice and  
without costs and/or fees.

IT IS FURTHER STIPULATED, that this Stipulated Order of Partial Dismissal may be  
filed without further notice, in counterparts and a photocopy shall have the same force and effect  
as the original.

Dated: May 1, 2008  
New York, NY

Dated: May 1, 2008  
Woodbury, NY

LAX & NEVILLE, LLP  
Attorneys for Plaintiff  
BARRON PARTNERS LP

KAUFMAN DOLOWICH & VOLUCK LLP  
Attorneys for Defendants  
LAB123, INC., HENRY A. WARNER,  
KENT B. CONNALLY, KURT KATZ,  
ROBERT TRUMPY, JEREMY J. WARNER,  
BIOSAFE LABORATORIES, INC. and  
BIOSAFE MEDICAL TECHNOLOGIES, INC.

*Barry Lax*  
BARRY LAX, ESQ. (BL-1302)  
1412 Broadway, Suite 1407  
New York, NY 10018  
(212) 696-1999

*Todd D. Kremin*  
TODD D. KREMIN (TK-0102)  
135 Crossways Park Drive, Suite 201  
Woodbury, NY 11797  
(516) 681-1100

SO ORDERED AND DATED 5/7/ 2008

*Jed S. Rakoff*  
JED S. RAKOFF  
UNITED STATES DISTRICT JUDGE

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 5-8-08